IN THE UNITED STATES BANKRUPTCY COURT FOR THE NORTHERN DISTRICT OF MISSISSIPPI

IN RE: SHIRLEY ANN DOUGLAS

CHAPTER 13 BANKRUPTCY CASE NO. 09-13893

TERRE M. VARDAMAN, TRUSTEE FOR THE ESTATE OF SHIRLEY ANN DOUGLAS — **PLAINTIFF**

V. — **ADVERSARY NO. 10-01187-DWH**

RICHARD B SCHWARTZ, SCHWARTZ AND ASSOCIATES, P.A., VANN F. LEONARD and JOHN DOES — **DEFENDANTS**

ORDER ON MOTION TO REQUIRE RICHARD SCHWARTZ AND SCHWARTZ AND ASSOCIATES, P.A., TO PAY $172,414.68 INTO THE REGISTRY OF THE COURT

THIS CAUSE came on to be heard on Motion To Require Richard Schwartz and Schwartz and Associates, P.A. to pay $172,414.68 to the Trustee or into the Registry of the Court filed by Debtor (Doc. #12) and the Court, being advised in the premises and having heard arguments in open Court on January 7, 2011, does hereby find and order as follows:

The funds in the amount of $172,414.68 paid to Richard Schwartz and Schwartz and Associates, P.A., are potential bankruptcy estate property and said funds shall be ~~disgorged and~~ DWH paid into the Registry of the U.S. Bankruptcy Court, Northern District of Mississippi, and held pending resolution of this proceeding and until further order of this Court. ~~Richard Schwartz/ Schwartz and Associates, P.A., employed Vann Leonard and Schwartz is responsible for the actions of Leonard, at least to an extent~~. DWH

Therefore, the sum of $172,414.68, shall be paid into the Registry of the U.S. Bankruptcy

Court, Northern District of Mississippi, by Richard Schwartz and Schwartz and Associates, P.A., within thirty (30) days from the date of entry of this Order and said funds shall be held until further order of this Court.

SO ORDERED, ADJUDGED AND DECREED, this the 28th day of January, 2011.

DAVID W. HOUSTON, III
U.S. BANKRUPTCY JUDGE